



NIXON PEABODY LLP  
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May 27, 2004

**VIA HAND DELIVERY**

Examiner B.J. Forman  
United States Patent and Trademark Office  
400 Dulaney  
Remsen Building  
Alexandria, VA 22313-1450

Re: Request for a Continued Examination (RCE) Application of U.S. Serial No. 09/528,014, filed March 17, 2000 for COUPLED POLYMERASE CHAIN REACTION-RESTRICTION ENDONUCLEASE DIGESTION-LIGASE DETECTION REACTION PROCESS  
Inventors: Barany et al.  
Cornell Reference No.: CRF D-2472A  
Nixon Peabody Reference No.: 19603/481

Dear Examiner Forman:

Per your telephone conversation of May 27, 2004, with Jan Bowers, we are hand delivering a copy of the RCE filed December 22, 2003, for the above-referenced application, which you indicated the Patent Office has no record of receiving. Pursuant to your instructions, enclosed is the return receipt postcard, a copy of the check for \$3,925.00, Request for Continued Examination Transmittal, Fee Transmittal, Petition for Extension of Time, Request for Reconsideration, Declaration of Joseph P. Day, Exhibits 1-10 and Notification Regarding Loss of Entitlement to Small Entity Status and Payment of Deficiency which were filed on December 22, 2003.

Please acknowledge receipt of these documents once you have received them. Thank you.

Very truly yours,

A handwritten signature in black ink, appearing to read "Noreen".

Noreen L. Connolly

NLC/jaw  
Enclosure

R773252.1

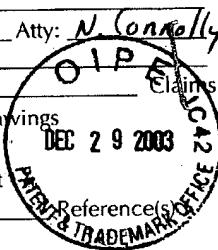
**UTILITY/DESIGN PATENT**(appn) RCEDate: 12/22/03  
Date of O.A.: \_\_\_\_\_

Received in the U.S. Patent &amp; Trademark Office on the date stamped hereon

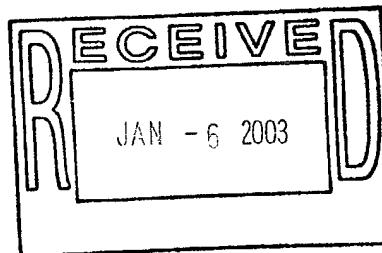
via Express Mail #

Case # 19603/481 Applicant Barany et al.  
For COUPLED POLYMERASE CHAIN REACTION Atty: N. ConnollyVERIFIED BY: Asst: JAW

Quality Control:



Patent Appln. in \_\_\_\_\_ pgs. incl. Spec. and \_\_\_\_\_  
 Request for Continued Examination (RCE) \_\_\_\_\_  
 Transmittal in duplicate \_\_\_\_\_ pgs. \_\_\_\_\_ Drawings  
 Decl. & Power of Atty. \_\_\_\_\_  
 Assoc. Power of Atty. \_\_\_\_\_  
 Assignment in \_\_\_\_\_ pgs. \_\_\_\_\_  
 Small Entity Statement \_\_\_\_\_  
 Information Disclosure Statement; PTO-1449 in duplicate with \_\_\_\_\_  
 Reference(s) \_\_\_\_\_  
 Preliminary Amendment in \_\_\_\_\_ pgs.  
 Check for \$ 3,925 Filing Fee \_\_\_\_\_  
 Check for \$ \_\_\_\_\_ Fee for Filing Assignment \_\_\_\_\_  
 Request for Reconsideration (11 pages)  
 Declaration of Joseph P. Day under 37 CFR 1.132, together with Exhibits 1-10  
 Fee Transmittal (1 page) (Induplicate)  
 Petition for Five Month Extension of Time (1 page) (Induplicate)  
 Notice of Loss of Entitlement to Small Entity Status - Payment of Deficiency  
 Pursuant to 37 CFR 1.27(e)(2) + 1.28(c)

ENTERED  
Nixon Peabody LLP

JAN 07 2004

FILED 19603/481  
DKI JP

Best Available Copy

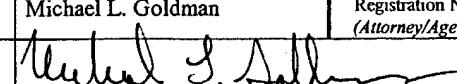
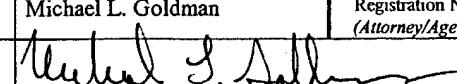
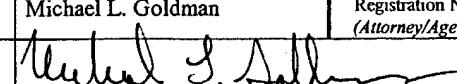
# FEE TRANSMITTAL FOR FY 2003

*Patent fees are subject to annual revision.*

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT**

<i>Complete if Known</i>	
Application Number	09/528,014
Filing Date	March 17, 2000
First Named Inventor	Francis Barany
Examiner Name	B.J. Forman
Art Unit	1634
Attorney Docket No.	19603/481 (CRF D-2472A)

METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)																																																																																																						
<input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None <input type="checkbox"/> Deposit Account: Deposit Account Number <input type="text" value="14-1138"/>		<b>3. ADDITIONAL FEES</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left; width: 30%;">Large Entity</th> <th style="text-align: left; width: 30%;">Small Entity</th> <th style="text-align: left; width: 40%;">Fee Description</th> </tr> </thead> <tbody> <tr><td>Fee Code (\$)</td><td>Fee Code (\$)</td><td>Fee Description</td></tr> <tr><td>1051</td><td>130</td><td>Surcharge - late filing fee or oath</td></tr> <tr><td>1052</td><td>50</td><td>Surcharge - late provisional filing fee or cover sheet</td></tr> <tr><td>1053</td><td>130</td><td>Non-English specification</td></tr> <tr><td>1812</td><td>2,520</td><td>For filing a request for <i>ex parte</i> reexamination</td></tr> <tr><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td></tr> <tr><td>1805</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td></tr> <tr><td>1251</td><td>110</td><td>Extension for reply within first month</td></tr> <tr><td>1252</td><td>420</td><td>Extension for reply within second month</td></tr> <tr><td>1253</td><td>950</td><td>Extension for reply within third month</td></tr> <tr><td>1254</td><td>1,480</td><td>Extension for reply within fourth month</td></tr> <tr><td>1255</td><td>2,010</td><td>Extension for reply within fifth month</td></tr> <tr><td>1401</td><td>330</td><td>Notice of Appeal</td></tr> <tr><td>1402</td><td>330</td><td>Filing a brief in support of an appeal</td></tr> <tr><td>1403</td><td>290</td><td>Request for oral hearing</td></tr> <tr><td>1451</td><td>1,510</td><td>Petition to institute a public use proceeding</td></tr> <tr><td>1452</td><td>110</td><td>Petition to revive - unavoidable</td></tr> <tr><td>1453</td><td>1,330</td><td>Petition to revive - unintentional</td></tr> <tr><td>1501</td><td>1,330</td><td>Utility issue fee (or reissue)</td></tr> <tr><td>1502</td><td>480</td><td>Design issue fee</td></tr> <tr><td>1503</td><td>640</td><td>Plant issue fee</td></tr> <tr><td>1460</td><td>130</td><td>Petitions to the Commissioner</td></tr> <tr><td>1807</td><td>50</td><td>Processing fee under 37 CFR 1.17(q)</td></tr> <tr><td>1806</td><td>180</td><td>Submission of Information Disclosure Stmt</td></tr> <tr><td>8021</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td></tr> <tr><td>1809</td><td>770</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td></tr> <tr><td>1810</td><td>770</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td></tr> <tr><td>1801</td><td>770</td><td>Request for Continued Examination (RCE)</td></tr> <tr><td>1802</td><td>900</td><td>Request for expedited examination of a design application</td></tr> <tr><td colspan="3">Other fee (specify) <input type="text" value="Deficiency Payment Due Pursuant to 1.27(g)(2)"/></td></tr> <tr> <td colspan="3" style="text-align: right; padding-right: 10px;">*Reduced by Basic Filing Fee Paid</td> <td style="text-align: right; padding-right: 10px;"><b>SUBTOTAL (3) <input type="text" value="(\$3,925.)"/></b></td> </tr> <tr> <td colspan="4" style="text-align: center; padding-top: 10px;"> <b>CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]</b>            I hereby certify that this correspondence is being:  <input checked="" type="checkbox"/> deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450  <input type="checkbox"/> transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) <input type="text" value="December 23, 2003"/>  <span style="float: right;"> Jo Ann Whalen Typed or printed name</span> </td> </tr> </tbody> </table>		Large Entity	Small Entity	Fee Description	Fee Code (\$)	Fee Code (\$)	Fee Description	1051	130	Surcharge - late filing fee or oath	1052	50	Surcharge - late provisional filing fee or cover sheet	1053	130	Non-English specification	1812	2,520	For filing a request for <i>ex parte</i> reexamination	1804	920*	Requesting publication of SIR prior to Examiner action	1805	1,840*	Requesting publication of SIR after Examiner action	1251	110	Extension for reply within first month	1252	420	Extension for reply within second month	1253	950	Extension for reply within third month	1254	1,480	Extension for reply within fourth month	1255	2,010	Extension for reply within fifth month	1401	330	Notice of Appeal	1402	330	Filing a brief in support of an appeal	1403	290	Request for oral hearing	1451	1,510	Petition to institute a public use proceeding	1452	110	Petition to revive - unavoidable	1453	1,330	Petition to revive - unintentional	1501	1,330	Utility issue fee (or reissue)	1502	480	Design issue fee	1503	640	Plant issue fee	1460	130	Petitions to the Commissioner	1807	50	Processing fee under 37 CFR 1.17(q)	1806	180	Submission of Information Disclosure Stmt	8021	40	Recording each patent assignment per property (times number of properties)	1809	770	Filing a submission after final rejection (37 CFR 1.129(a))	1810	770	For each additional invention to be examined (37 CFR 1.129(b))	1801	770	Request for Continued Examination (RCE)	1802	900	Request for expedited examination of a design application	Other fee (specify) <input type="text" value="Deficiency Payment Due Pursuant to 1.27(g)(2)"/>			*Reduced by Basic Filing Fee Paid			<b>SUBTOTAL (3) <input type="text" value="(\$3,925.)"/></b>	<b>CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]</b> I hereby certify that this correspondence is being: <input checked="" type="checkbox"/> deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. 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<b>SUBMITTED BY</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 25%;">Name (Print/Type)</td> <td style="width: 45%;">Michael L. Goldman</td> <td style="width: 30%;">Registration No. (Attorney/Agent)</td> </tr> <tr> <td>Signature</td> <td colspan="2"></td> </tr> </table>		Name (Print/Type)	Michael L. Goldman	Registration No. (Attorney/Agent)	Signature			Complete (if applicable) Registration No. <input type="text" value="30,727"/> Telephone <input type="text" value="(585) 263-1304"/> Date <input type="text" value="December 23, 2003"/>																																																																																																
Name (Print/Type)	Michael L. Goldman	Registration No. (Attorney/Agent)																																																																																																						
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12/22/2003	Disb	3,925.00	Commissioner of Patents and Trademarks - Filing Fee for Request for Continued Examination (RCE), Five-Month Extension of Time, and Deficiency Payment Due Pursuant to 1.27(g)(2) (19603/481)
TOTAL \$		\$3925.00*	

DETACH STATEMENT BEFORE DEPOSITING CHECK

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